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Washington

Krier Leedom Lyon Montford
Parker Parmer, Santisteban, Sharp
Truman By: Williams, Caperton Traeger
Whitmore Brooks, Barrientos Edwards Sarpaluis
Henderson Howard SENATE Jones Rothmann
Brown Maunz A JOINT RESOLUTION

S.J.R. No. 9

1 proposing a constitutional amendment to provide additional bonding
2 authority for the veterans' housing assistance program and changing
3 the definition of those veterans eligible to participate in the
4 veterans' land program and the veterans' housing program by
5 authorizing the legislature by law to define an eligible veteran
6 for the purposes of those programs.

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

8 SECTION 1. Article III, Section 49-b, of the Texas
9 Constitution is amended to read as follows:

10 "Sec^{tion} 49-b. By virtue of prior Amendments to this
11 Constitution, there has been created a governmental agency of the
12 State of Texas performing governmental duties which has been
13 designated the Veterans' Land Board. Said Board shall continue to
14 function for the purposes specified in all of the prior
15 Constitutional Amendments except as modified herein. Said Board
16 shall be composed of the Commissioner of the General Land Office
17 and two (2) citizens of the State of Texas, one (1) of whom shall
18 be well versed in veterans' affairs and one (1) of whom shall be
19 well versed in finances. One (1) such citizen member shall, with
20 the advice and consent of the Senate, be appointed biennially by
21 the Governor to serve for a term of four (4) years; but the members
22 serving on said Board on the date of adoption hereof shall complete
23 the terms to which they were appointed. In the event of the
24 resignation or death of any such citizen member, the Governor shall

S.J.R. No. 9

1 appoint a replacement to serve for the unexpired portion of the
2 term to which the deceased or resigning member had been appointed.
3 The compensation for said citizen members shall be as is now or may
4 hereafter be fixed by the Legislature; and each shall make bond in
5 such amount as is now or may hereafter be prescribed by the
6 Legislature.

7 ¶ The Commissioner of the General Land Office shall act as
8 Chairman of said Board and shall be the administrator of the
9 Veterans' Land Program under such terms and restrictions as are now
10 or may hereafter be provided by law. In the absence or illness of
11 said Commissioner, the Chief Clerk of the General Land Office shall
12 be the Acting Chairman of said Board with the same duties and
13 powers that said Commissioner would have if present.

14 ¶ The Veterans' Land Board may provide for, issue and sell not
15 to exceed Nine Hundred Fifty Million Dollars (\$950,000,000) in
16 bonds or obligations of the State of Texas for the purpose of
17 creating a fund to be known as the Veterans' Land Fund, Seven
18 Hundred Million Dollars (\$700,000,000) of which have heretofore
19 been authorized. Such bonds or obligations shall be sold for not
20 less than par value and accrued interest; shall be issued in such
21 forms, denominations, and upon such terms as are now or may
22 hereafter be provided by law; shall be issued and sold at such
23 times, at such places, and in such installments as may be
24 determined by said Board; and shall bear a rate or rates of
25 interest as may be fixed by said Board but the weighted average
26 annual interest rate, as that phrase is commonly and ordinarily ^{2/3}
27 used and understood in the municipal bond market, of all the bonds

S. J. R. No. 9

1 issued and sold in any installment of any bonds may not exceed the
2 rate specified in Section 65 of this Article. All bonds or
3 obligations issued and sold hereunder shall, after execution by the
4 Board, approval by the Attorney General of Texas, registration by
5 the Comptroller of Public Accounts of the State of Texas, and
6 delivery to the purchaser or purchasers, be incontestable and shall
7 constitute general obligations of the State of Texas under the
8 Constitution of Texas; and all bonds heretofore issued and sold by
9 said Board are hereby in all respects validated and declared to be
10 general obligations of the State of Texas. In order to prevent
11 default in the payment of principal or interest on any such bonds,
12 the Legislature shall appropriate a sufficient amount to pay the
13 same.

14 \ In the sale of any such bonds or obligations, a preferential
15 right of purchase shall be given to the administrators of the
16 various Teacher Retirement Funds, the Permanent University Funds,
17 and the Permanent School Funds.

18 \ Said Veterans' Land Fund shall consist of any lands
19 heretofore or hereafter purchased by said Board, until the sale
20 price therefor, together with any interest and penalties due, have
21 been received by said Board (although nothing herein shall be
22 construed to prevent said Board from accepting full payment for a
23 portion of any tract), and of the moneys attributable to any bonds
24 heretofore or hereafter issued and sold by said Board which moneys
25 so attributable shall include but shall not be limited to the^{3/4}
26 proceeds from the issuance and sale of such bonds; the moneys
27 received from the sale or resale of any lands, or rights therein,

S. J. R. No. 9

1 purchased with such proceeds; the moneys received from the sale or
2 resale of any lands, or rights therein, purchased with other moneys
3 attributable to such bonds; the interest and penalties received
4 from the sale or resale of such lands, or rights therein; the
5 bonuses, income, rents, royalties, and any other pecuniary benefit
6 received by said Board from any such lands; sums received by way of
7 indemnity or forfeiture for the failure of any bidder for the
8 purchase of any such bonds to comply with his bid and accept and
9 pay for such bonds or for the failure of any bidder for the
10 purchase of any lands comprising a part of said Fund to comply with
11 his bid and accept and pay for any such lands; and interest
12 received from investments of any such moneys. The principal and
13 interest on the bonds heretofore and hereafter issued by said Board
14 shall be paid out of the moneys of said Fund in conformance with
15 the Constitutional provisions authorizing such bonds; but the
16 moneys of said Fund which are not immediately committed to the
17 payment of principal and interest on such bonds, the purchase of
18 lands as herein provided, or the payment of expenses as herein
19 provided may be invested in bonds or obligations of the United
20 States until such funds are needed for such purposes.

21 \ All moneys comprising a part of said Fund and not expended
22 for the purposes herein provided shall be a part of said Fund until
23 there are sufficient moneys therein to retire fully all of the
24 bonds heretofore or hereafter issued and sold by said Board, at ^{which}
25 which time all such moneys remaining in said Fund, except such
26 portion thereof as may be necessary to retire all such bonds which
27 portion shall be set aside and retained in said Fund for the

S. J. R. No. 9

1 purpose of retiring all such bonds, shall be deposited to the
2 credit of the General Revenue Fund to be appropriated to such
3 purposes as may be prescribed by law. All moneys becoming a part
4 of said Fund thereafter shall likewise be deposited to the credit
5 of the General Revenue Fund.

6 When a Division of said Fund (each Division consisting of the
7 moneys attributable to the bonds issued and sold pursuant to a
8 single Constitutional authorization and the lands purchased
9 therewith) contains sufficient moneys to retire all of the bonds
10 secured by such Division, the moneys thereof, except such portion
11 as may be needed to retire all of the bonds secured by such
12 Division which portion shall be set aside and remain a part of such
13 Division for the purpose of retiring all such bonds, may be used
14 for the purpose of paying the principal and the interest thereon,[?]
15 together with the expenses herein authorized, of any other bonds
16 heretofore or hereafter issued and sold by said Board. Such use
17 shall be a matter for the discretion and direction of said Board;
18 but there may be no such use of any such moneys contrary to the
19 rights of any holder of any of the bonds issued and sold by said
20 Board or violative of any contract to which said Board is a party.

21 The Veterans' Land Fund shall be used by said Board for the
22 purpose of purchasing lands situated in the State of Texas owned by
23 the United States or any governmental agency thereof, owned by the⁵¹
24 Texas Prison System or any other governmental agency of the State
25 of Texas, or owned by any person, firm, or corporation. All lands
26 thus purchased shall be acquired at the lowest price obtainable, to
27 be paid for in cash, and shall be a part of said Fund. Such lands

S.J.L. No. 9

1 heretofore or hereafter purchased and comprising a part of said
2 Fund are hereby declared to be held for a governmental purpose,
3 although the individual purchasers thereof shall be subject to
4 taxation to the same extent and in the same manner as are
5 purchasers of lands dedicated to the Permanent Free Public School
6 Fund.

7 "The lands of the Veterans' Land Fund shall be sold by said
8 Board in such quantities, on such terms, at such prices, at such
9 rates of interest and under such rules and regulations as are now
10 or may hereafter be provided by law to veterans, as they are now or
11 may hereafter be defined by the laws of the State of Texas [who
12 ~~served-not-less-than-ninety-(90)--continuous--days,--unless--sooner~~
13 ~~discharged--by--reason-of-a-service-connected-disability,--on-active~~
14 ~~duty-in-the-Army,--Navy,--Air-Force,--Coast-Guard-or-Marine--Corps--of~~
15 ~~the--United-States-after-September-16,--1940,--and-who,--upon-the-date~~
16 ~~of-filing-his-or-her-application-to-purchase-any--such--land--is--a~~
17 ~~citizen--of-the-United-States,--is-a-bona-fide-resident-of-the-State~~
18 ~~of-Texas,--and-has-not-been-dishonorably-discharged-from-any--branch~~
19 ~~of--the--Armed-Forces-above-named-and-who-at-the-time-of-his-or-her~~
20 ~~enlistment,--induction,--commissioning,--or-drafting-was-a--bona--fide~~
21 ~~resident--of--the--State--of--Texas,--or-who-has-resided-in-Texas-at~~
22 ~~least-five-(5)-years-prior--to--the--date--of--filing--his--or--her~~
23 ~~application,--and--provided--that--in--the-event-of-the-death-of-an~~
24 ~~eligible-Texas-Veteran-after-the-veteran-has-filed-with--the--Board~~
25 ~~an--application--and-contract-of-sale-to-purchase-through-the-Board~~
26 ~~the-tract-selected-by-him-or-her-and-before-the-purchase--has--been~~
27 ~~completed,--then-the-surviving-spouse-may-complete-the-transaction.~~

S. J. R. No. 9

1 The-unmarried-surviving-spouses-of-veterans-who-died-in-the-line-of
2 duty-may-also-apply-to-purchase-a-tract-through-the-Board--provided
3 the-deceased-veterans-meet-the-requirements-set-out-in-this-Article
4 with--the-exception-that-the-deceased-veterans-need-not-have-served
5 ninety-(90)-continuous-days-and-provided-further-that-the--deceased
6 veterans-were-bona-fide-residents-of-the-State-of-Texas-at-the-time
7 of---enlistment,---induction,--commissioning,--or--drafting]. The
8 foregoing notwithstanding, any lands in the Veterans' Land Fund
9 which have been first offered for sale to veterans and which have
10 not been sold may be sold or resold to such purchasers, in such
11 quantities, and on such terms, and at such prices and rates of
12 interest, and under such rules and regulations as are now or may
13 hereafter be provided by law.

14 "Said Veterans' Land Fund, to the extent of the moneys
15 attributable to any bonds hereafter issued and sold by said Board
16 may be used by said Board, as is now or may hereafter be provided
17 by law, for the purpose of paying the expenses of surveying,
18 monumenting, road construction, legal fees, recordation fees,
19 advertising and other like costs necessary or incidental to the
20 purchase and sale, or resale, of any lands purchased with any of
21 the moneys attributable to such additional bonds, such expenses to
22 be added to the price of such lands when sold, or resold, by said
23 Board; for the purpose of paying the expenses of issuing, selling,
24 and delivering any such additional bonds; and for the purpose of
25 meeting the expenses of paying the interest or principal due or to
26 become due on any such additional bonds.

27 "All of the moneys attributable to any series of bonds

S.J.R. No. 9

1 hereafter issued and sold by said Board (a 'series of bonds' being
2 all of the bonds issued and sold in a single transaction as a
3 single installment of bonds) may be used for the purchase of lands
4 as herein provided, to be sold as herein provided, for a period
5 ending eight (8) years after the date of sale of such series of
6 bonds; provided, however, that so much of such moneys as may be
7 necessary to pay interest on bonds hereafter issued and sold shall
8 be set aside for that purpose in accordance with the resolution
9 adopted by said Board authorizing the issuance and sale of such
10 series of bonds. After such eight (8) year period, all of such
11 moneys shall be set aside for the retirement of any bonds hereafter
12 issued and sold and to pay interest thereon, together with any
13 expenses as provided herein, in accordance with the resolution or
14 resolutions authorizing the issuance and sale of such additional
15 bonds, until there are sufficient moneys to retire all of the bonds
16 hereafter issued and sold, at which time all such moneys then
17 remaining a part of said Veterans' Land Fund and thereafter
18 becoming a part of said Fund shall be governed as elsewhere
19 provided herein.

20 "This Amendment being intended only to establish a basic
21 framework and not to be a comprehensive treatment of the Veterans'
22 Land Program, there is hereby reposed in the Legislature full power
23 to implement and effectuate the design and objects of this
24 Amendment, including the power to delegate such duties,
25 responsibilities, functions, and authority to the Veterans' Land
26 Board as it believes necessary.

27 "Should the Legislature enact any enabling laws in

1 anticipation of this Amendment, no such law shall be void by reason
2 of its anticipatory nature. "

3 SECTION 2. Article III, Section 49-b-1, Subsections (a),
4 (b), and (e), of the Texas Constitution are amended to read as
5 follows:

6 "(a) In addition to the general obligation bonds authorized
7 to be issued and to be sold by the Veterans' Land Board by Section
8 49-b of this article, the Veterans' Land Board may provide for,
9 issue, and sell not to exceed \$1.3 billion [~~\$800-million~~] in bonds
10 \$800-million of which have heretofore been authorized
11 of the State of Texas to provide financing to veterans of the state
in recognition of their service to their state and country.

12 "(b) For purposes of this section, "veteran" means a person
13 who satisfies the definition of "veteran" as is now or may hereafter
14 be set forth by the laws of the State of Texas [~~served-not-less~~
15 ~~than-90-continuous-days,-unless-sooner-discharged-by--reason--of--a~~
16 ~~service-connected-disability,-on-active-duty-in-the-Army,-Navy,-Air~~
17 ~~Force,-Coast-Guard,-or-Marine-Corps-of-the-United-States-after~~
18 ~~September-16,-1940,-and-who,-upon-the-date-of--filing--his--or--her~~ 9/10
19 ~~application--for--financial--assistance--under--this--section--is-a~~
20 ~~citizen-of-the-United-States,-is-a-bona-fide-resident-of-the--State~~
21 ~~of--Texas,-and-was-discharged-from-military-service-under-honorable~~
22 ~~conditions-from-any-branch-of-the-above-named-Armed-Forces-and--who~~
23 ~~at--the-time-of-his-or-her-enlistment,-induction,-commissioning,-or~~
24 ~~drafting-was-a-bona-fide-resident-of-the-State-of-Texas-or-who--has~~
25 ~~resided-in-Texas-at-least-five-years-immediately-before-the-date-of~~
26 ~~filing--his--or--her--application--In-the-event-of-the-death-of-an~~
27 ~~eligible-Texas-veteran-after-the-veteran-has-filed-an--application,~~

S.J.R. No. 9

1 the--veteran's--surviving-spouse-may-complete-the-transaction--The
2 term-veteran-also-includes-the--unmarried--surviving--spouse--of--a
3 veteran-who-died-in-the-line-of-duty,-if-the-deceased-veteran-meets
4 the--requirements--set--out-in-this-section-with-the-exception-that
5 the-deceased-veteran-need-not-have-served-90-continuous-days-and-if
6 the-deceased-veteran-was-a-bona-fide-resident-of-the-State-of-Texas
7 at-the-time-of-enlistment,-induction,-commissioning,-or--drafting]. "

8 (e) The Veterans' Housing Assistance Fund is created, and \$1
9 billion [\$500--million] of the state bonds authorized by this
10 section shall be used for the Veterans' Housing Assistance Fund. *\$500 million of which have heretofore*
11 Money in the Veterans' Housing Assistance Fund shall be
12 administered by the Veterans' Land Board and shall be used for the
13 purpose of making home mortgage loans to veterans for housing
14 within the State of Texas in such quantities, on such terms, at
15 such rates of interest, and under such rules and regulations as may
16 be authorized by law. The expenses of the board in connection with
17 the issuance of the ¹⁰¹ bonds and the making of the loans may be paid
18 from money in the fund. The Veterans' Housing Assistance Fund
19 shall consist of any interest of the board in all home mortgage
20 loans made to veterans by the board pursuant to a Veterans' Housing
21 Assistance Program which the legislature may establish by
22 appropriate legislation until, with respect to any such home
23 mortgage loan, the principal amount, together with any interest and
24 penalties due, have been received by the board; the money
25 attributable to any bonds issued and sold by the board to provide
26 money for the fund, which money so attributable shall include but
27 shall not be limited to the proceeds from the issuance and sale of

1 such bonds; income, rents, and any other pecuniary benefit received
2 by the board as a result of making such loans; sums received by way
3 of indemnity or forfeiture for the failure of any bidder for the
4 purchase of any such bonds to comply with his bid and accept and
5 pay for such bonds; and interest received from investments of any
6 such money. The principal of and interest on the general
7 obligation bonds authorized by this section for the benefit of the
8 Veterans' Housing Assistance Fund shall be paid out of the money of
9 the fund, but the money of the fund which is not immediately
10 committed to the payment of principal and interest on such bonds,
11 the making of home mortgage loans as herein provided, or the
12 payment of expenses as herein provided may be invested in bonds or
13 obligations of the United States until the money is needed for such
14 purposes. ✓

15 SECTION 3. This proposed constitutional amendment shall be
16 submitted to the voters at an election to be held November 5, 1985. 11/12
17 The ballot shall be printed to provide for voting for or against
18 the proposition: "The constitutional amendment providing \$500
19 million in additional bonding authority for the veterans' housing
20 assistance program and changing the definition of those veterans
21 eligible to participate in the veterans' land program and the
22 veterans' housing program by authorizing the legislature by law to
23 define an eligible veteran for the purposes of those programs."

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

January 28, 1985

Honorable Ray Farabee, Chairman
Committee on State Affairs
Senate Chamber
Austin, Texas

In Re: Senate Joint Resolution No. 9
By: Williams

Sir:

In response to your request for a Fiscal Note on Senate Joint Resolution No. 9 (proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the Legislature by law to define an eligible veteran for the purposes of those programs) this office has determined the following:

The resolution would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the resolution.

The cost of publication of this resolution is \$48,100.

The resolution would increase the total bonding authority of the Veterans Land Board to \$1.3 billion from \$800 million. The \$500 million increase would be for bonds in the Veterans Housing Assistance Program. These bonds are repaid through loan payments made by a veteran and no General Revenue is used to retire the bonds. Homes purchased through the housing program and revenue generated through the veterans land program act as collateral for the housing program bonds. Due to the provisions there is no additional cost to the State associated with the increased bonding authority.

No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: General Land Office; Sunset Commission; LBB Staff: JO, JH, SB, LV

By: Williams, Caperton, Brooks S.J.R. No. 9
(In the Senate - Filed January 21, 1985; January 22, 1985,
read first time and referred to Committee on State Affairs;
January 29, 1985, reported favorably, as amended; January 29, 1985,
sent to printer.)

COMMITTEE AMENDMENT NO. 1

By: Lyon

Amend Section 2, page 4, line 34 to reference prior bonding
authority by adding "800 million of which have heretofore been
authorized." immediately following the word "Texas".

COMMITTEE AMENDMENT NO. 2

By: Lyon

Amend Senate Joint Resolution No. 9 as follows: Amend Section
2, page 4, line 61 to reference prior bonding authority by adding
the words "\$500 million of which have heretofore been
authorized" immediately following the word "Fund".

SENATE JOINT RESOLUTION

proposing a constitutional amendment to provide additional bonding
authority for the veterans' housing assistance program and changing
the definition of those veterans eligible to participate in the
veterans' land program and the veterans' housing program by
authorizing the legislature by law to define an eligible veteran
for the purposes of those programs.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article III, Section 49-b, of the Texas
Constitution is amended to read as follows:

"Section 49-b. By virtue of prior Amendments to this
Constitution, there has been created a governmental agency of the
State of Texas performing governmental duties which has been
designated the Veterans' Land Board. Said Board shall continue to
function for the purposes specified in all of the prior
Constitutional Amendments except as modified herein. Said Board
shall be composed of the Commissioner of the General Land Office
and two (2) citizens of the State of Texas, one (1) of whom shall
be well versed in veterans' affairs and one (1) of whom shall be
well versed in finances. One (1) such citizen member shall, with
the advice and consent of the Senate, be appointed biennially by
the Governor to serve for a term of four (4) years; but the members
serving on said Board on the date of adoption hereof shall complete
the terms to which they were appointed. In the event of the
resignation or death of any such citizen member, the Governor shall
appoint a replacement to serve for the unexpired portion of the
term to which the deceased or resigning member had been appointed.
The compensation for said citizen members shall be as is now or may
hereafter be fixed by the Legislature; and each shall make bond in
such amount as is now or may hereafter be prescribed by the
Legislature.

"The Commissioner of the General Land Office shall act as
Chairman of said Board and shall be the administrator of the
Veterans' Land Program under such terms and restrictions as are now
or may hereafter be provided by law. In the absence or illness of
said Commissioner, the Chief Clerk of the General Land Office shall
be the Acting Chairman of said Board with the same duties and
powers that said Commissioner would have if present.

"The Veterans' Land Board may provide for, issue and sell not
to exceed Nine Hundred Fifty Million Dollars (\$950,000,000) in
bonds or obligations of the State of Texas for the purpose of
creating a fund to be known as the Veterans' Land Fund, Seven
Hundred Million Dollars (\$700,000,000) of which have heretofore
been authorized. Such bonds or obligations shall be sold for not
less than par value and accrued interest; shall be issued in such
forms, denominations, and upon such terms as are now or may
hereafter be provided by law; shall be issued and sold at such
times, at such places, and in such installments as may be
determined by said Board; and shall bear a rate or rates of
interest as may be fixed by said Board but the weighted average

1 annual interest rate, as that phrase is commonly and ordinarily
2 used and understood in the municipal bond market, of all the bonds
3 issued and sold in any installment of any bonds may not exceed the
4 rate specified in Section 65 of this Article. All bonds or
5 obligations issued and sold hereunder shall, after execution by the
6 Board, approval by the Attorney General of Texas, registration by
7 the Comptroller of Public Accounts of the State of Texas, and
8 delivery to the purchaser or purchasers, be incontestable and shall
9 constitute general obligations of the State of Texas under the
10 Constitution of Texas; and all bonds heretofore issued and sold by
11 said Board are hereby in all respects validated and declared to be
12 general obligations of the State of Texas. In order to prevent
13 default in the payment of principal or interest on any such bonds,
14 the Legislature shall appropriate a sufficient amount to pay the
15 same.

16 "In the sale of any such bonds or obligations, a preferential
17 right of purchase shall be given to the administrators of the
18 various Teacher Retirement Funds, the Permanent University Funds,
19 and the Permanent School Funds.

20 "Said Veterans' Land Fund shall consist of any lands
21 heretofore or hereafter purchased by said Board, until the sale
22 price therefor, together with any interest and penalties due, have
23 been received by said Board (although nothing herein shall be
24 construed to prevent said Board from accepting full payment for a
25 portion of any tract), and of the moneys attributable to any bonds
26 heretofore or hereafter issued and sold by said Board which moneys
27 so attributable shall include but shall not be limited to the
28 proceeds from the issuance and sale of such bonds; the moneys
29 received from the sale or resale of any lands, or rights therein,
30 purchased with such proceeds; the moneys received from the sale or
31 resale of any lands, or rights therein, purchased with other moneys
32 attributable to such bonds; the interest and penalties received
33 from the sale or resale of such lands, or rights therein; the
34 bonuses, income, rents, royalties, and any other pecuniary benefit
35 received by said Board from any such lands; sums received by way of
36 indemnity or forfeiture for the failure of any bidder for the
37 purchase of any such bonds to comply with his bid and accept and
38 pay for such bonds or for the failure of any bidder for the
39 purchase of any lands comprising a part of said Fund to comply with
40 his bid and accept and pay for any such lands; and interest
41 received from investments of any such moneys. The principal and
42 interest on the bonds heretofore and hereafter issued by said Board
43 shall be paid out of the moneys of said Fund in conformance with
44 the Constitutional provisions authorizing such bonds; but the
45 moneys of said Fund which are not immediately committed to the
46 payment of principal and interest on such bonds, the purchase of
47 lands as herein provided, or the payment of expenses as herein
48 provided may be invested in bonds or obligations of the United
49 States until such funds are needed for such purposes.

50 "All moneys comprising a part of said Fund and not expended
51 for the purposes herein provided shall be a part of said Fund until
52 there are sufficient moneys therein to retire fully all of the
53 bonds heretofore or hereafter issued and sold by said Board, at
54 which time all such moneys remaining in said Fund, except such
55 portion thereof as may be necessary to retire all such bonds which
56 portion shall be set aside and retained in said Fund for the
57 purpose of retiring all such bonds, shall be deposited to the
58 credit of the General Revenue Fund to be appropriated to such
59 purposes as may be prescribed by law. All moneys becoming a part
60 of said Fund thereafter shall likewise be deposited to the credit
61 of the General Revenue Fund.

62 "When a Division of said Fund (each Division consisting of
63 the moneys attributable to the bonds issued and sold pursuant to a
64 single Constitutional authorization and the lands purchased
65 therewith) contains sufficient moneys to retire all of the bonds
66 secured by such Division, the moneys thereof, except such portion
67 as may be needed to retire all of the bonds secured by such
68 Division which portion shall be set aside and remain a part of such
69 Division for the purpose of retiring all such bonds, may be used
70 for the purpose of paying the principal and the interest thereon,

1 together with the expenses herein authorized, of any other bonds
 2 heretofore or hereafter issued and sold by said Board. Such use
 3 shall be a matter for the discretion and direction of said Board;
 4 but there may be no such use of any such moneys contrary to the
 5 rights of any holder of any of the bonds issued and sold by said
 6 Board or violative of any contract to which said Board is a party.

7 "The Veterans' Land Fund shall be used by said Board for the
 8 purpose of purchasing lands situated in the State of Texas owned by
 9 the United States or any governmental agency thereof, owned by the
 10 Texas Prison System or any other governmental agency of the State
 11 of Texas, or owned by any person, firm, or corporation. All lands
 12 thus purchased shall be acquired at the lowest price obtainable, to
 13 be paid for in cash, and shall be a part of said Fund. Such lands
 14 heretofore or hereafter purchased and comprising a part of said
 15 Fund are hereby declared to be held for a governmental purpose,
 16 although the individual purchasers thereof shall be subject to
 17 taxation to the same extent and in the same manner as are
 18 purchasers of lands dedicated to the Permanent Free Public School
 19 Fund.

20 "The lands of the Veterans' Land Fund shall be sold by said
 21 Board in such quantities, on such terms, at such prices, at such
 22 rates of interest and under such rules and regulations as are now
 23 or may hereafter be provided by law to veterans, as they are now or
 24 may hereafter be defined by the laws of the State of Texas [who
 25 served--not--less--than--ninety--(90)--continuous--days,--unless--sooner
 26 discharged--by--reason--of--a--service--connected--disability,--on--active
 27 duty--in--the--Army,--Navy,--Air--Force,--Coast--Guard--or--Marine--Corps--of
 28 the--United--States--after--September--16,--1940,--and--who,--upon--the--date
 29 of--filing--his--or--her--application--to--purchase--any--such--land--is--a
 30 citizen--of--the--United--States,--is--a--bona--fide--resident--of--the--State
 31 of--Texas,--and--has--not--been--dishonorably--discharged--from--any--branch
 32 of--the--Armed--Forces--above--named--and--who--at--the--time--of--his--or--her
 33 enlistment,--induction,--commissioning,--or--drafting--was--a--bona--fide
 34 resident--of--the--State--of--Texas,--or--who--has--resided--in--Texas--at
 35 least--five--(5)--years--prior--to--the--date--of--filing--his--or--her
 36 application,--and--provided--that--in--the--event--of--the--death--of--an
 37 eligible--Texas--Veteran--after--the--veteran--has--filed--with--the--Board
 38 an--application--and--contract--of--sale--to--purchase--through--the--Board
 39 the--tract--selected--by--him--or--her--and--before--the--purchase--has--been
 40 completed,--then--the--surviving--spouse--may--complete--the--transaction.
 41 The--unmarried--surviving--spouses--of--veterans--who--died--in--the--line--of
 42 duty--may--also--apply--to--purchase--a--tract--through--the--Board--provided
 43 the--deceased--veterans--meet--the--requirements--set--out--in--this--Article
 44 with--the--exception--that--the--deceased--veterans--need--not--have--served
 45 ninety--(90)--continuous--days--and--provided--further--that--the--deceased
 46 veterans--were--bona--fide--residents--of--the--State--of--Texas--at--the--time
 47 of--enlistment,--induction,--commissioning,--or--drafting]. The
 48 foregoing notwithstanding, any lands in the Veterans' Land Fund
 49 which have been first offered for sale to veterans and which have
 50 not been sold may be sold or resold to such purchasers, in such
 51 quantities, and on such terms, and at such prices and rates of
 52 interest, and under such rules and regulations as are now or may
 53 hereafter be provided by law.

54 "Said Veterans' Land Fund, to the extent of the moneys
 55 attributable to any bonds hereafter issued and sold by said Board
 56 may be used by said Board, as is now or may hereafter be provided
 57 by law, for the purpose of paying the expenses of surveying,
 58 monumenting, road construction, legal fees, recordation fees,
 59 advertising and other like costs necessary or incidental to the
 60 purchase and sale, or resale, of any lands purchased with any of
 61 the moneys attributable to such additional bonds, such expenses to
 62 be added to the price of such lands when sold, or resold, by said
 63 Board; for the purpose of paying the expenses of issuing, selling,
 64 and delivering any such additional bonds; and for the purpose of
 65 meeting the expenses of paying the interest or principal due or to
 66 become due on any such additional bonds.

67 "All of the moneys attributable to any series of bonds
 68 hereafter issued and sold by said Board (a 'series of bonds' being
 69 all of the bonds issued and sold in a single transaction as a
 70 single installment of bonds) may be used for the purchase of lands

as herein provided, to be sold as herein provided, for a period ending eight (8) years after the date of sale of such series of bonds; provided, however, that so much of such moneys as may be necessary to pay interest on bonds hereafter issued and sold shall be set aside for that purpose in accordance with the resolution adopted by said Board authorizing the issuance and sale of such series of bonds. After such eight (8) year period, all of such moneys shall be set aside for the retirement of any bonds hereafter issued and sold and to pay interest thereon, together with any expenses as provided herein, in accordance with the resolution or resolutions authorizing the issuance and sale of such additional bonds, until there are sufficient moneys to retire all of the bonds hereafter issued and sold, at which time all such moneys then remaining a part of said Veterans' Land Fund and thereafter becoming a part of said Fund shall be governed as elsewhere provided herein.

"This Amendment being intended only to establish a basic framework and not to be a comprehensive treatment of the Veterans' Land Program, there is hereby reposed in the Legislature full power to implement and effectuate the design and objects of this Amendment, including the power to delegate such duties, responsibilities, functions, and authority to the Veterans' Land Board as it believes necessary.

"Should the Legislature enact any enabling laws in anticipation of this Amendment, no such law shall be void by reason of its anticipatory nature."

SECTION 2. Article III, Section 49-b-1, Subsections (a), (b), and (e), of the Texas Constitution are amended to read as follows:

"(a) In addition to the general obligation bonds authorized to be issued and to be sold by the Veterans' Land Board by Section 49-b of this article, the Veterans' Land Board may provide for, issue, and sell not to exceed \$1.3 billion [~~\$800-million~~] in bonds of the State of Texas to provide financing to veterans of the state in recognition of their service to their state and country.

"(b) For purposes of this section, 'veteran' means a person who satisfies the definition of 'veteran' as is now or may hereafter be set forth by the laws of the State of Texas [~~served--not--less than--90--continuous--days,--unless--sooner--discharged--by--reason--of--a--service--connected--disability,--on--active--duty--in--the--Army,--Navy,--Air--Force,--Coast--Guard,--or--Marine--Corps--of--the--United--States--after--September--16,--1940,--and--who,--upon--the--date--of--filing--his--or--her--application--for--financial--assistance--under--this--section--is--a--citizen--of--the--United--States,--is--a--bona--fide--resident--of--the--State--of--Texas,--and--was--discharged--from--military--service--under--honorable--conditions--from--any--branch--of--the--above--named--Armed--Forces--and--who--at--the--time--of--his--or--her--enlistment,--induction,--commissioning,--or--drafting--was--a--bona--fide--resident--of--the--State--of--Texas--or--who--has--resided--in--Texas--at--least--five--years--immediately--before--the--date--of--filing--his--or--her--application.--In--the--event--of--the--death--of--an--eligible--Texas--veteran--after--the--veteran--has--filed--an--application,--the--veteran's--surviving--spouse--may--complete--the--transaction.---The--term--veteran--also--includes--the--unmarried--surviving--spouse--of--a--veteran--who--died--in--the--line--of--duty,--if--the--deceased--veteran--meets--the--requirements--set--out--in--this--section--with--the--exception--that--the--deceased--veteran--need--not--have--served--90--continuous--days--and--if--the--deceased--veteran--was--a--bona--fide--resident--of--the--State--of--Texas--at--the--time--of--enlistment,--induction,--commissioning,--or--drafting~~]."

"(e) The Veterans' Housing Assistance Fund is created, and \$1 billion [~~\$500--million~~] of the state bonds authorized by this section shall be used for the Veterans' Housing Assistance Fund. Money in the Veterans' Housing Assistance Fund shall be administered by the Veterans' Land Board and shall be used for the purpose of making home mortgage loans to veterans for housing within the State of Texas in such quantities, on such terms, at such rates of interest, and under such rules and regulations as may be authorized by law. The expenses of the board in connection with the issuance of the bonds and the making of the loans may be paid from money in the fund. The Veterans' Housing Assistance Fund shall consist of any interest of the board in all home mortgage

1 loans made to veterans by the board pursuant to a Veterans' Housing
2 Assistance Program which the legislature may establish by
3 appropriate legislation until, with respect to any such home
4 mortgage loan, the principal amount, together with any interest and
5 penalties due, have been received by the board; the money
6 attributable to any bonds issued and sold by the board to provide
7 money for the fund, which money so attributable shall include but
8 shall not be limited to the proceeds from the issuance and sale of
9 such bonds; income, rents, and any other pecuniary benefit received
10 by the board as a result of making such loans; sums received by way
11 of indemnity or forfeiture for the failure of any bidder for the
12 purchase of any such bonds to comply with his bid and accept and
13 pay for such bonds; and interest received from investments of any
14 such money. The principal of and interest on the general
15 obligation bonds authorized by this section for the benefit of the
16 Veterans' Housing Assistance Fund shall be paid out of the money of
17 the fund, but the money of the fund which is not immediately
18 committed to the payment of principal and interest on such bonds,
19 the making of home mortgage loans as herein provided, or the
20 payment of expenses as herein provided may be invested in bonds or
21 obligations of the United States until the money is needed for such
22 purposes."

23 SECTION 3. This proposed constitutional amendment shall be
24 submitted to the voters at an election to be held November 5, 1985.
25 The ballot shall be printed to provide for voting for or against
26 the proposition: "The constitutional amendment providing \$500
27 million in additional bonding authority for the veterans' housing
28 assistance program and changing the definition of those veterans
29 eligible to participate in the veterans' land program and the
30 veterans' housing program by authorizing the legislature by law to
31 define an eligible veteran for the purposes of those programs."

32 * * * * *

33 Austin, Texas
34 January 29, 1985

35 Hon. William P. Hobby
36 President of the Senate

37 Sir:

38 We, your Committee on State Affairs to which was referred S.J.R.
39 No. 9, have had the same under consideration, and I am instructed
40 to report it back to the Senate with the recommendation that it do
41 pass, as amended, and be printed.

42 Farabee, Chairman

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

January 28, 1985

Honorable Ray Farabee, Chairman
Committee on State Affairs
Senate Chamber
Austin, Texas

In Re: Senate Joint Resolution No. 9
By: Williams

Sir:

In response to your request for a Fiscal Note on Senate Joint Resolution No. 9 (proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the Legislature by law to define an eligible veteran for the purposes of those programs) this office has determined the following:

The resolution would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the resolution.

The cost of publication of this resolution is \$48,100.

The resolution would increase the total bonding authority of the Veterans Land Board to \$1.3 billion from \$800 million. The \$500 million increase would be for bonds in the Veterans Housing Assistance Program. These bonds are repaid through loan payments made by a veteran and no General Revenue is used to retire the bonds. Homes purchased through the housing program and revenue generated through the veterans land program act as collateral for the housing program bonds. Due to the provisions there is no additional cost to the State associated with the increased bonding authority.

No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: General Land Office; Sunset Commission; LBB Staff: JO, JH, SB, LV

By Lyon ^{ngH}
c

COMMITTEE AMENDMENT NO. 1

SJR 9

Amend Senate Joint Resolution No. 9 as follows:

2b. Amend Section 2, page ⁴9, line ³⁴10 to reference prior bonding authority by adding "\$800 million of which have heretofore been authorized." immediately following the word "Texas".

1-Mee

ADOPTED

FEB 12 1985

Betty King
Secretary of the Senate

Committee Am. # 11

1/29/85

2/12/85

2/12/85

1/29/85 ✓

By Lyon

7/8

1460

COMMITTEE AMENDMENT NO. 2

SJR 9

Amend Senate Joint Resolution No. 9 as follows:

2. Amend Section 2, page ⁴10, line ⁶¹10 to reference prior bonding authority by adding the words "\$500 million of which have heretofore been authorized" immediately following the word "Fund".

ADOPTED

FEB 12 1985

Betty Jones
Secretary of the Senate

1/29/85
2/12/85

Committee Amendment
#(2)

1/29/85
2/12/85

AMEND THE CAPTION TO CONFORM
TO THE BODY OF THE BILL

ADOPTED

FEB 12 1985

Boyd King
Secretary of the Senate

Feb 12 19 85 Engrossed
Patay Law
Engrossing Clerk

Certify that the attached is a true and correct
copy of SJR 9, which was
received from the Senate on FEB 13 1985, and
referred to the Committee on Govt. Organization
Robert H. ...
Chief Clerk of the House

By: Williams, et al. S.J.R. No. 9
(Tejeda)

SENATE JOINT RESOLUTION

proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the legislature by law to define an eligible veteran for the purposes of those programs.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article III, Section 49-b, of the Texas Constitution is amended to read as follows:

"Section 49-b. By virtue of prior Amendments to this Constitution, there has been created a governmental agency of the State of Texas performing governmental duties which has been designated the Veterans' Land Board. Said Board shall continue to function for the purposes specified in all of the prior Constitutional Amendments except as modified herein. Said Board shall be composed of the Commissioner of the General Land Office and two (2) citizens of the State of Texas, one (1) of whom shall be well versed in veterans' affairs and one (1) of whom shall be well versed in finances. One (1) such citizen member shall, with the advice and consent of the Senate, be appointed biennially by the Governor to serve for a term of four (4) years; but the members serving on said Board on the date of adoption hereof shall complete the terms to which they were appointed. In the event of the resignation or death of any such citizen member, the Governor shall

1 appoint a replacement to serve for the unexpired portion of the
2 term to which the deceased or resigning member had been appointed.
3 The compensation for said citizen members shall be as is now or may
4 hereafter be fixed by the Legislature; and each shall make bond in
5 such amount as is now or may hereafter be prescribed by the
6 Legislature.

7 "The Commissioner of the General Land Office shall act as
8 Chairman of said Board and shall be the administrator of the
9 Veterans' Land Program under such terms and restrictions as are now
10 or may hereafter be provided by law. In the absence or illness of
11 said Commissioner, the Chief Clerk of the General Land Office shall
12 be the Acting Chairman of said Board with the same duties and
13 powers that said Commissioner would have if present.

14 "The Veterans' Land Board may provide for, issue and sell not
15 to exceed Nine Hundred Fifty Million Dollars (\$950,000,000) in
16 bonds or obligations of the State of Texas for the purpose of
17 creating a fund to be known as the Veterans' Land Fund, Seven
18 Hundred Million Dollars (\$700,000,000) of which have heretofore
19 been authorized. Such bonds or obligations shall be sold for not
20 less than par value and accrued interest; shall be issued in such
21 forms, denominations, and upon such terms as are now or may
22 hereafter be provided by law; shall be issued and sold at such
23 times, at such places, and in such installments as may be
24 determined by said Board; and shall bear a rate or rates of
25 interest as may be fixed by said Board but the weighted average
26 annual interest rate, as that phrase is commonly and ordinarily

used and understood in the municipal bond market, of all the bonds issued and sold in any installment of any bonds may not exceed the rate specified in Section 65 of this Article. All bonds or obligations issued and sold hereunder shall, after execution by the Board, approval by the Attorney General of Texas, registration by the Comptroller of Public Accounts of the State of Texas, and delivery to the purchaser or purchasers, be incontestable and shall constitute general obligations of the State of Texas under the Constitution of Texas; and all bonds heretofore issued and sold by said Board are hereby in all respects validated and declared to be general obligations of the State of Texas. In order to prevent default in the payment of principal or interest on any such bonds, the Legislature shall appropriate a sufficient amount to pay the same.

"In the sale of any such bonds or obligations, a preferential right of purchase shall be given to the administrators of the various Teacher Retirement Funds, the Permanent University Funds, and the Permanent School Funds.

"Said Veterans' Land Fund shall consist of any lands heretofore or hereafter purchased by said Board, until the sale price therefor, together with any interest and penalties due, have been received by said Board (although nothing herein shall be construed to prevent said Board from accepting full payment for a portion of any tract), and of the moneys attributable to any bonds heretofore or hereafter issued and sold by said Board which moneys so attributable shall include but shall not be limited to the

1 proceeds from the issuance and sale of such bonds; the moneys
2 received from the sale or resale of any lands, or rights therein,
3 purchased with such proceeds; the moneys received from the sale or
4 resale of any lands, or rights therein, purchased with other moneys
5 attributable to such bonds; the interest and penalties received
6 from the sale or resale of such lands, or rights therein; the
7 bonuses, income, rents, royalties, and any other pecuniary benefit
8 received by said Board from any such lands; sums received by way of
9 indemnity or forfeiture for the failure of any bidder for the
10 purchase of any such bonds to comply with his bid and accept and
11 pay for such bonds or for the failure of any bidder for the
12 purchase of any lands comprising a part of said Fund to comply with
13 his bid and accept and pay for any such lands; and interest
14 received from investments of any such moneys. The principal and
15 interest on the bonds heretofore and hereafter issued by said Board
16 shall be paid out of the moneys of said Fund in conformance with
17 the Constitutional provisions authorizing such bonds; but the
18 moneys of said Fund which are not immediately committed to the
19 payment of principal and interest on such bonds, the purchase of
20 lands as herein provided, or the payment of expenses as herein
21 provided may be invested in bonds or obligations of the United
22 States until such funds are needed for such purposes.

23 "All moneys comprising a part of said Fund and not expended
24 for the purposes herein provided shall be a part of said Fund until
25 there are sufficient moneys therein to retire fully all of the
26 bonds heretofore or hereafter issued and sold by said Board, at

1 which time all such moneys remaining in said Fund, except such
2 portion thereof as may be necessary to retire all such bonds which
3 portion shall be set aside and retained in said Fund for the
4 purpose of retiring all such bonds, shall be deposited to the
5 credit of the General Revenue Fund to be appropriated to such
6 purposes as may be prescribed by law. All moneys becoming a part
7 of said Fund thereafter shall likewise be deposited to the credit
8 of the General Revenue Fund.

9 "When a Division of said Fund (each Division consisting of
10 the moneys attributable to the bonds issued and sold pursuant to a
11 single Constitutional authorization and the lands purchased
12 therewith) contains sufficient moneys to retire all of the bonds
13 secured by such Division, the moneys thereof, except such portion
14 as may be needed to retire all of the bonds secured by such
15 Division which portion shall be set aside and remain a part of such
16 Division for the purpose of retiring all such bonds, may be used
17 for the purpose of paying the principal and the interest thereon,
18 together with the expenses herein authorized, of any other bonds
19 heretofore or hereafter issued and sold by said Board. Such use
20 shall be a matter for the discretion and direction of said Board;
21 but there may be no such use of any such moneys contrary to the
22 rights of any holder of any of the bonds issued and sold by said
23 Board or violative of any contract to which said Board is a party.

24 "The Veterans' Land Fund shall be used by said Board for the
25 purpose of purchasing lands situated in the State of Texas owned by
26 the United States or any governmental agency thereof, owned by the

1 Texas Prison System or any other governmental agency of the State
 2 of Texas, or owned by any person, firm, or corporation. All lands
 3 thus purchased shall be acquired at the lowest price obtainable, to
 4 be paid for in cash, and shall be a part of said Fund. Such lands
 5 heretofore or hereafter purchased and comprising a part of said
 6 Fund are hereby declared to be held for a governmental purpose,
 7 although the individual purchasers thereof shall be subject to
 8 taxation to the same extent and in the same manner as are
 9 purchasers of lands dedicated to the Permanent Free Public School
 10 Fund.

11 "The lands of the Veterans' Land Fund shall be sold by said
 12 Board in such quantities, on such terms, at such prices, at such
 13 rates of interest and under such rules and regulations as are now
 14 or may hereafter be provided by law to veterans, as they are now or
 15 may hereafter be defined by the laws of the State of Texas [who
 16 served--not--less--than--ninety-(90)--continuous-days,--unless--sooner
 17 discharged-by-reason-of-a-service-connected-disability,--on--active
 18 duty--in--the-Army,--Navy,--Air-Force,--Coast-Guard-or-Marine-Corps-of
 19 the-United-States-after-September-16,--1940,--and-who,--upon-the--date
 20 of--filing--his--or--her-application-to-purchase-any-such-land-is-a
 21 citizen-of-the-United-States,--is-a-bona-fide-resident-of-the--State
 22 of--Texas,--and-has-not-been-dishonorably-discharged-from-any-branch
 23 of-the-Armed-Forces-above-named-and-who-at-the-time-of-his--or--her
 24 enlistment,--induction,--commissioning,--or-drafting-was-a-bona-fide
 25 resident-of-the-State-of-Texas,--or-who--has--resided--in--Texas--at
 26 least--five--(5)--years--prior--to--the--date--of-filing-his-or-her

1 application, and provided that in the event of the death of an
2 eligible Texas Veteran after the veteran has filed with the Board
3 an application and contract of sale to purchase through the Board
4 the tract selected by him or her and before the purchase has been
5 completed, then the surviving spouse may complete the transaction.
6 The unmarried surviving spouses of veterans who died in the line of
7 duty may also apply to purchase a tract through the Board provided
8 the deceased veterans meet the requirements set out in this Article
9 with the exception that the deceased veterans need not have served
10 ninety (90) continuous days and provided further that the deceased
11 veterans were bona fide residents of the State of Texas at the time
12 of enlistment, induction, commissioning, or drafting]. The
13 foregoing notwithstanding, any lands in the Veterans' Land Fund
14 which have been first offered for sale to veterans and which have
15 not been sold may be sold or resold to such purchasers, in such
16 quantities, and on such terms, and at such prices and rates of
17 interest, and under such rules and regulations as are now or may
18 hereafter be provided by law.

19 "Said Veterans' Land Fund, to the extent of the moneys
20 attributable to any bonds hereafter issued and sold by said Board
21 may be used by said Board, as is now or may hereafter be provided
22 by law, for the purpose of paying the expenses of surveying,
23 monumenting, road construction, legal fees, recordation fees,
24 advertising and other like costs necessary or incidental to the
25 purchase and sale, or resale, of any lands purchased with any of
26 the moneys attributable to such additional bonds, such expenses to

1 be added to the price of such lands when sold, or resold, by said
2 Board; for the purpose of paying the expenses of issuing, selling,
3 and delivering any such additional bonds; and for the purpose of
4 meeting the expenses of paying the interest or principal due or to
5 become due on any such additional bonds.

6 "All of the moneys attributable to any series of bonds
7 hereafter issued and sold by said Board (a 'series of bonds' being
8 all of the bonds issued and sold in a single transaction as a
9 single installment of bonds) may be used for the purchase of lands
10 as herein provided, to be sold as herein provided, for a period
11 ending eight (8) years after the date of sale of such series of
12 bonds; provided, however, that so much of such moneys as may be
13 necessary to pay interest on bonds hereafter issued and sold shall
14 be set aside for that purpose in accordance with the resolution
15 adopted by said Board authorizing the issuance and sale of such
16 series of bonds. After such eight (8) year period, all of such
17 moneys shall be set aside for the retirement of any bonds hereafter
18 issued and sold and to pay interest thereon, together with any
19 expenses as provided herein, in accordance with the resolution or
20 resolutions authorizing the issuance and sale of such additional
21 bonds, until there are sufficient moneys to retire all of the bonds
22 hereafter issued and sold, at which time all such moneys then
23 remaining a part of said Veterans' Land Fund and thereafter
24 becoming a part of said Fund shall be governed as elsewhere
25 provided herein.

26 "This Amendment being intended only to establish a basic

framework and not to be a comprehensive treatment of the Veterans' Land Program, there is hereby reposed in the Legislature full power to implement and effectuate the design and objects of this Amendment, including the power to delegate such duties, responsibilities, functions, and authority to the Veterans' Land Board as it believes necessary.

"Should the Legislature enact any enabling laws in anticipation of this Amendment, no such law shall be void by reason of its anticipatory nature."

SECTION 2. Article III, Section 49-b-1, Subsections (a), (b), and (e), of the Texas Constitution are amended to read as follows:

"(a) In addition to the general obligation bonds authorized to be issued and to be sold by the Veterans' Land Board by Section 49-b of this article, the Veterans' Land Board may provide for, issue, and sell not to exceed \$1.3 billion [~~\$800-million~~] in bonds of the State of Texas, \$800 million of which have heretofore been authorized to provide financing to veterans of the state in recognition of their service to their state and country.

"(b) For purposes of this section, 'veteran' means a person who satisfies the definition of 'veteran' as is now or may hereafter be set forth by the laws of the State of Texas [~~served--not--less than--90--continuous--days--unless--sooner--discharged--by--reason--of--a service--connected--disability--on--active--duty--in--the--Army--Navy--Air Force--Coast-Guard--or--Marine-Corps--of--the--United--States--after September--16--1940--and--who--upon--the--date--of--filing--his--or--her~~]

1 application-for--financial--assistance--under--this--section--is--a
 2 citizen--of-the-United-States,-is-a-bona-fide-resident-of-the-State
 3 of-Texas,-and-was-discharged-from-military-service-under--honorable
 4 conditions--from-any-branch-of-the-above-named-Armed-Forces-and-who
 5 at-the-time-of-his-or-her-enlistment,-induction,-commissioning,-or
 6 drafting--was-a-bona-fide-resident-of-the-State-of-Texas-or-who-has
 7 resided-in-Texas-at-least-five-years-immediately-before-the-date-of
 8 filing-his-or-her-application.-In-the-event-of--the--death--of--an
 9 eligible--Texas-veteran-after-the-veteran-has-filed-an-application,
 10 the-veteran's-surviving-spouse-may-complete-the--transaction---The
 11 term--veteran--also--includes--the--unmarried-surviving-spouse-of-a
 12 veteran-who-died-in-the-line-of-duty,-if-the-deceased-veteran-meets
 13 the-requirements-set-out-in-this-section-with--the--exception--that
 14 the-deceased-veteran-need-not-have-served-90-continuous-days-and-if
 15 the-deceased-veteran-was-a-bona-fide-resident-of-the-State-of-Texas
 16 at-the-time-of-enlistment,-induction,-commissioning,-or-drafting]."

17 "(e) The Veterans' Housing Assistance Fund is created, and
 18 \$1 billion [~~\$500 million~~] of the state bonds authorized by this
 19 section shall be used for the Veterans' Housing Assistance Fund,
 20 \$500 million of which have heretofore been authorized. Money in
 21 the Veterans' Housing Assistance Fund shall be administered by the
 22 Veterans' Land Board and shall be used for the purpose of making
 23 home mortgage loans to veterans for housing within the State of
 24 Texas in such quantities, on such terms, at such rates of interest,
 25 and under such rules and regulations as may be authorized by law.
 26 The expenses of the board in connection with the issuance of the

1 bonds and the making of the loans may be paid from money in the
2 fund. The Veterans' Housing Assistance Fund shall consist of any
3 interest of the board in all home mortgage loans made to veterans
4 by the board pursuant to a Veterans' Housing Assistance Program
5 which the legislature may establish by appropriate legislation
6 until, with respect to any such home mortgage loan, the principal
7 amount, together with any interest and penalties due, have been
8 received by the board; the money attributable to any bonds issued
9 and sold by the board to provide money for the fund, which money so
10 attributable shall include but shall not be limited to the proceeds
11 from the issuance and sale of such bonds; income, rents, and any
12 other pecuniary benefit received by the board as a result of making
13 such loans; sums received by way of indemnity or forfeiture for the
14 failure of any bidder for the purchase of any such bonds to comply
15 with his bid and accept and pay for such bonds; and interest
16 received from investments of any such money. The principal of and
17 interest on the general obligation bonds authorized by this section
18 for the benefit of the Veterans' Housing Assistance Fund shall be
19 paid out of the money of the fund, but the money of the fund which
20 is not immediately committed to the payment of principal and
21 interest on such bonds, the making of home mortgage loans as herein
22 provided, or the payment of expenses as herein provided may be
23 invested in bonds or obligations of the United States until the
24 money is needed for such purposes."

25 SECTION 3. This proposed constitutional amendment shall be
26 submitted to the voters at an election to be held November 5, 1985.

S.J.R. No. 9

1 The ballot shall be printed to provide for voting for or against
2 the proposition: "The constitutional amendment providing \$500
3 million in additional bonding authority for the veterans' housing
4 assistance program and changing the definition of those veterans
5 eligible to participate in the veterans' land program and the
6 veterans' housing program by authorizing the legislature by law to
7 define an eligible veteran for the purposes of those programs."

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

January 28, 1985

Honorable Ray Farabee, Chairman
Committee on State Affairs
Senate Chamber
Austin, Texas

In Re: Senate Joint Resolution No. 9
By: Williams

Sir:

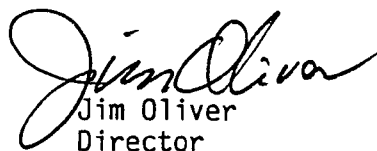
In response to your request for a Fiscal Note on Senate Joint Resolution No. 9 (proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the Legislature by law to define an eligible veteran for the purposes of those programs) this office has determined the following:

The resolution would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the resolution.

The cost of publication of this resolution is \$48,100.

The resolution would increase the total bonding authority of the Veterans Land Board to \$1.3 billion from \$800 million. The \$500 million increase would be for bonds in the Veterans Housing Assistance Program. These bonds are repaid through loan payments made by a veteran and no General Revenue is used to retire the bonds. Homes purchased through the housing program and revenue generated through the veterans land program act as collateral for the housing program bonds. Due to the provisions there is no additional cost to the State associated with the increased bonding authority.

No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: General Land Office; Sunset Commission; LBB Staff: JO, JH, SB, LV

HOUSE COMMITTEE REPORT

MAY 13 PM 9:15
HOUSE OF REPRESENTATIVES

1st. Printing

By: Williams, et al.
(Tejeda)

S.J.R. No. 9

SENATE JOINT RESOLUTION

proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the legislature by law to define an eligible veteran for the purposes of those programs.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article III, Section 49-b, of the Texas Constitution is amended to read as follows:

"Section 49-b. By virtue of prior Amendments to this Constitution, there has been created a governmental agency of the State of Texas performing governmental duties which has been designated the Veterans' Land Board. Said Board shall continue to function for the purposes specified in all of the prior Constitutional Amendments except as modified herein. Said Board shall be composed of the Commissioner of the General Land Office and two (2) citizens of the State of Texas, one (1) of whom shall be well versed in veterans' affairs and one (1) of whom shall be well versed in finances. One (1) such citizen member shall, with the advice and consent of the Senate, be appointed biennially by the Governor to serve for a term of four (4) years; but the members serving on said Board on the date of adoption hereof shall complete the terms to which they were appointed. In the event of the resignation or death of any such citizen member, the Governor shall

1 appoint a replacement to serve for the unexpired portion of the
2 term to which the deceased or resigning member had been appointed.
3 The compensation for said citizen members shall be as is now or may
4 hereafter be fixed by the Legislature; and each shall make bond in
5 such amount as is now or may hereafter be prescribed by the
6 Legislature.

7 "The Commissioner of the General Land Office shall act as
8 Chairman of said Board and shall be the administrator of the
9 Veterans' Land Program under such terms and restrictions as are now
10 or may hereafter be provided by law. In the absence or illness of
11 said Commissioner, the Chief Clerk of the General Land Office shall
12 be the Acting Chairman of said Board with the same duties and
13 powers that said Commissioner would have if present.

14 "The Veterans' Land Board may provide for, issue and sell not
15 to exceed Nine Hundred Fifty Million Dollars (\$950,000,000) in
16 bonds or obligations of the State of Texas for the purpose of
17 creating a fund to be known as the Veterans' Land Fund, Seven
18 Hundred Million Dollars (\$700,000,000) of which have heretofore
19 been authorized. Such bonds or obligations shall be sold for not
20 less than par value and accrued interest; shall be issued in such
21 forms, denominations, and upon such terms as are now or may
22 hereafter be provided by law; shall be issued and sold at such
23 times, at such places, and in such installments as may be
24 determined by said Board; and shall bear a rate or rates of
25 interest as may be fixed by said Board but the weighted average
26 annual interest rate, as that phrase is commonly and ordinarily

1 used and understood in the municipal bond market, of all the bonds
2 issued and sold in any installment of any bonds may not exceed the
3 rate specified in Section 65 of this Article. All bonds or
4 obligations issued and sold hereunder shall, after execution by the
5 Board, approval by the Attorney General of Texas, registration by
6 the Comptroller of Public Accounts of the State of Texas, and
7 delivery to the purchaser or purchasers, be incontestable and shall
8 constitute general obligations of the State of Texas under the
9 Constitution of Texas; and all bonds heretofore issued and sold by
10 said Board are hereby in all respects validated and declared to be
11 general obligations of the State of Texas. In order to prevent
12 default in the payment of principal or interest on any such bonds,
13 the Legislature shall appropriate a sufficient amount to pay the
14 same.

15 "In the sale of any such bonds or obligations, a preferential
16 right of purchase shall be given to the administrators of the
17 various Teacher Retirement Funds, the Permanent University Funds,
18 and the Permanent School Funds.

19 "Said Veterans' Land Fund shall consist of any lands
20 heretofore or hereafter purchased by said Board, until the sale
21 price therefor, together with any interest and penalties due, have
22 been received by said Board (although nothing herein shall be
23 construed to prevent said Board from accepting full payment for a
24 portion of any tract), and of the moneys attributable to any bonds
25 heretofore or hereafter issued and sold by said Board which moneys
26 so attributable shall include but shall not be limited to the

1 proceeds from the issuance and sale of such bonds; the moneys
2 received from the sale or resale of any lands, or rights therein,
3 purchased with such proceeds; the moneys received from the sale or
4 resale of any lands, or rights therein, purchased with other moneys
5 attributable to such bonds; the interest and penalties received
6 from the sale or resale of such lands, or rights therein; the
7 bonuses, income, rents, royalties, and any other pecuniary benefit
8 received by said Board from any such lands; sums received by way of
9 indemnity or forfeiture for the failure of any bidder for the
10 purchase of any such bonds to comply with his bid and accept and
11 pay for such bonds or for the failure of any bidder for the
12 purchase of any lands comprising a part of said Fund to comply with
13 his bid and accept and pay for any such lands; and interest
14 received from investments of any such moneys. The principal and
15 interest on the bonds heretofore and hereafter issued by said Board
16 shall be paid out of the moneys of said Fund in conformance with
17 the Constitutional provisions authorizing such bonds; but the
18 moneys of said Fund which are not immediately committed to the
19 payment of principal and interest on such bonds, the purchase of
20 lands as herein provided, or the payment of expenses as herein
21 provided may be invested in bonds or obligations of the United
22 States until such funds are needed for such purposes.

23 "All moneys comprising a part of said Fund and not expended
24 for the purposes herein provided shall be a part of said Fund until
25 there are sufficient moneys therein to retire fully all of the
26 bonds heretofore or hereafter issued and sold by said Board, at

1 which time all such moneys remaining in said Fund, except such
2 portion thereof as may be necessary to retire all such bonds which
3 portion shall be set aside and retained in said Fund for the
4 purpose of retiring all such bonds, shall be deposited to the
5 credit of the General Revenue Fund to be appropriated to such
6 purposes as may be prescribed by law. All moneys becoming a part
7 of said Fund thereafter shall likewise be deposited to the credit
8 of the General Revenue Fund.

9 "When a Division of said Fund (each Division consisting of
10 the moneys attributable to the bonds issued and sold pursuant to a
11 single Constitutional authorization and the lands purchased
12 therewith) contains sufficient moneys to retire all of the bonds
13 secured by such Division, the moneys thereof, except such portion
14 as may be needed to retire all of the bonds secured by such
15 Division which portion shall be set aside and remain a part of such
16 Division for the purpose of retiring all such bonds, may be used
17 for the purpose of paying the principal and the interest thereon,
18 together with the expenses herein authorized, of any other bonds
19 heretofore or hereafter issued and sold by said Board. Such use
20 shall be a matter for the discretion and direction of said Board;
21 but there may be no such use of any such moneys contrary to the
22 rights of any holder of any of the bonds issued and sold by said
23 Board or violative of any contract to which said Board is a party.

24 "The Veterans' Land Fund shall be used by said Board for the
25 purpose of purchasing lands situated in the State of Texas owned by
26 the United States or any governmental agency thereof, owned by the

1 Texas Prison System or any other governmental agency of the State
2 of Texas, or owned by any person, firm, or corporation. All lands
3 thus purchased shall be acquired at the lowest price obtainable, to
4 be paid for in cash, and shall be a part of said Fund. Such lands
5 heretofore or hereafter purchased and comprising a part of said
6 Fund are hereby declared to be held for a governmental purpose,
7 although the individual purchasers thereof shall be subject to
8 taxation to the same extent and in the same manner as are
9 purchasers of lands dedicated to the Permanent Free Public School
10 Fund.

11 "The lands of the Veterans' Land Fund shall be sold by said
12 Board in such quantities, on such terms, at such prices, at such
13 rates of interest and under such rules and regulations as are now
14 or may hereafter be provided by law to veterans, as they are now or
15 may hereafter be defined by the laws of the State of Texas [who
16 served--not--less--than--ninety--(90)--continuous--days,--unless--sooner
17 discharged--by--reason--of--a--service--connected--disability,--on--active
18 duty--in--the--Army,--Navy,--Air--Force,--Coast--Guard--or--Marine--Corps--of
19 the--United--States--after--September--16,--1940,--and--who,--upon--the--date
20 of--filing--his--or--her--application--to--purchase--any--such--land--is--a
21 citizen--of--the--United--States,--is--a--bona--fide--resident--of--the--State
22 of--Texas,--and--has--not--been--dishonorably--discharged--from--any--branch
23 of--the--Armed--Forces--above--named--and--who--at--the--time--of--his--or--her
24 enlistment,--induction,--commissioning,--or--drafting--was--a--bona--fide
25 resident--of--the--State--of--Texas,--or--who--has--resided--in--Texas--at
26 least--five--(5)--years--prior--to--the--date--of--filing--his--or--her

1 application, and provided that in the event of the death of an
2 eligible Texas Veteran after the veteran has filed with the Board
3 an application and contract of sale to purchase through the Board
4 the tract selected by him or her and before the purchase has been
5 completed, then the surviving spouse may complete the transaction.
6 The unmarried surviving spouses of veterans who died in the line of
7 duty may also apply to purchase a tract through the Board provided
8 the deceased veterans meet the requirements set out in this Article
9 with the exception that the deceased veterans need not have served
10 ninety (90) continuous days and provided further that the deceased
11 veterans were bona fide residents of the State of Texas at the time
12 of enlistment, induction, commissioning, or drafting]. The
13 foregoing notwithstanding, any lands in the Veterans' Land Fund
14 which have been first offered for sale to veterans and which have
15 not been sold may be sold or resold to such purchasers, in such
16 quantities, and on such terms, and at such prices and rates of
17 interest, and under such rules and regulations as are now or may
18 hereafter be provided by law.

19 "Said Veterans' Land Fund, to the extent of the moneys
20 attributable to any bonds hereafter issued and sold by said Board
21 may be used by said Board, as is now or may hereafter be provided
22 by law, for the purpose of paying the expenses of surveying,
23 monumenting, road construction, legal fees, recordation fees,
24 advertising and other like costs necessary or incidental to the
25 purchase and sale, or resale, of any lands purchased with any of
26 the moneys attributable to such additional bonds, such expenses to

1 be added to the price of such lands when sold, or resold, by said
2 Board; for the purpose of paying the expenses of issuing, selling,
3 and delivering any such additional bonds; and for the purpose of
4 meeting the expenses of paying the interest or principal due or to
5 become due on any such additional bonds.

6 "All of the moneys attributable to any series of bonds
7 hereafter issued and sold by said Board (a 'series of bonds' being
8 all of the bonds issued and sold in a single transaction as a
9 single installment of bonds) may be used for the purchase of lands
10 as herein provided, to be sold as herein provided, for a period
11 ending eight (8) years after the date of sale of such series of
12 bonds; provided, however, that so much of such moneys as may be
13 necessary to pay interest on bonds hereafter issued and sold shall
14 be set aside for that purpose in accordance with the resolution
15 adopted by said Board authorizing the issuance and sale of such
16 series of bonds. After such eight (8) year period, all of such
17 moneys shall be set aside for the retirement of any bonds hereafter
18 issued and sold and to pay interest thereon, together with any
19 expenses as provided herein, in accordance with the resolution or
20 resolutions authorizing the issuance and sale of such additional
21 bonds, until there are sufficient moneys to retire all of the bonds
22 hereafter issued and sold, at which time all such moneys then
23 remaining a part of said Veterans' Land Fund and thereafter
24 becoming a part of said Fund shall be governed as elsewhere
25 provided herein.

26 "This Amendment being intended only to establish a basic

1 framework and not to be a comprehensive treatment of the Veterans'
2 Land Program, there is hereby reposed in the Legislature full power
3 to implement and effectuate the design and objects of this
4 Amendment, including the power to delegate such duties,
5 responsibilities, functions, and authority to the Veterans' Land
6 Board as it believes necessary.

7 "Should the Legislature enact any enabling laws in
8 anticipation of this Amendment, no such law shall be void by reason
9 of its anticipatory nature."

10 SECTION 2. Article III, Section 49-b-1, Subsections (a),
11 (b), and (e), of the Texas Constitution are amended to read as
12 follows:

13 "(a) In addition to the general obligation bonds authorized
14 to be issued and to be sold by the Veterans' Land Board by Section
15 49-b of this article, the Veterans' Land Board may provide for,
16 issue, and sell not to exceed \$1.3 billion [~~\$800-million~~] in bonds
17 of the State of Texas, \$800 million of which have heretofore been
18 authorized to provide financing to veterans of the state in
19 recognition of their service to their state and country.

20 "(b) For purposes of this section, 'veteran' means a person
21 who satisfies the definition of 'veteran' as is now or may hereafter
22 be set forth by the laws of the State of Texas [~~served--not--less~~
23 ~~than--90--continuous--days,--unless--sooner--discharged--by--reason--of--a~~
24 ~~service--connected--disability,--on--active--duty--in--the--Army,--Navy,--Air~~
25 ~~Force,--Coast-Guard,--or--Marine-Corps--of--the--United--States--after~~
26 ~~September--16,--1940,--and--who,--upon--the--date--of--filing--his--or--her~~

1 application-for--financial--assistance--under--this--section--is--a
2 citizen--of-the-United-States,-is-a-bona-fide-resident-of-the-State
3 of-Texas,-and-was-discharged-from-military-service-under--honorable
4 conditions--from-any-branch-of-the-above-named-Armed-Forces-and-who
5 at-the-time-of-his-or-her-enlistment,-induction,-commissioning,-or
6 drafting--was-a-bona-fide-resident-of-the-State-of-Texas-or-who-has
7 resided-in-Texas-at-least-five-years-immediately-before-the-date-of
8 filing-his-or-her-application--In-the-event-of--the--death--of--an
9 eligible--Texas-veteran-after-the-veteran-has-filed-an-application,
10 the-veteran's-surviving-spouse-may-complete-the--transaction---The
11 term--veteran--also--includes--the--unmarried-surviving-spouse-of-a
12 veteran-who-died-in-the-line-of-duty,-if-the-deceased-veteran-meets
13 the-requirements-set-out-in-this-section-with--the--exception--that
14 the-deceased-veteran-need-not-have-served-90-continuous-days-and-if
15 the-deceased-veteran-was-a-bona-fide-resident-of-the-State-of-Texas
16 at-the-time-of-enlistment,-induction,-commissioning,-or-drafting]."

17 "(e) The Veterans' Housing Assistance Fund is created, and
18 \$1 billion [~~\$500-million~~] of the state bonds authorized by this
19 section shall be used for the Veterans' Housing Assistance Fund,
20 \$500 million of which have heretofore been authorized. Money in
21 the Veterans' Housing Assistance Fund shall be administered by the
22 Veterans' Land Board and shall be used for the purpose of making
23 home mortgage loans to veterans for housing within the State of
24 Texas in such quantities, on such terms, at such rates of interest,
25 and under such rules and regulations as may be authorized by law.
26 The expenses of the board in connection with the issuance of the

1 bonds and the making of the loans may be paid from money in the
2 fund. The Veterans' Housing Assistance Fund shall consist of any
3 interest of the board in all home mortgage loans made to veterans
4 by the board pursuant to a Veterans' Housing Assistance Program
5 which the legislature may establish by appropriate legislation
6 until, with respect to any such home mortgage loan, the principal
7 amount, together with any interest and penalties due, have been
8 received by the board; the money attributable to any bonds issued
9 and sold by the board to provide money for the fund, which money so
10 attributable shall include but shall not be limited to the proceeds
11 from the issuance and sale of such bonds; income, rents, and any
12 other pecuniary benefit received by the board as a result of making
13 such loans; sums received by way of indemnity or forfeiture for the
14 failure of any bidder for the purchase of any such bonds to comply
15 with his bid and accept and pay for such bonds; and interest
16 received from investments of any such money. The principal of and
17 interest on the general obligation bonds authorized by this section
18 for the benefit of the Veterans' Housing Assistance Fund shall be
19 paid out of the money of the fund, but the money of the fund which
20 is not immediately committed to the payment of principal and
21 interest on such bonds, the making of home mortgage loans as herein
22 provided, or the payment of expenses as herein provided may be
23 invested in bonds or obligations of the United States until the
24 money is needed for such purposes."

25 SECTION 3. This proposed constitutional amendment shall be
26 submitted to the voters at an election to be held November 5, 1985.

1 The ballot shall be printed to provide for voting for or against
2 the proposition: "The constitutional amendment providing \$500
3 million in additional bonding authority for the veterans' housing
4 assistance program and changing the definition of those veterans
5 eligible to participate in the veterans' land program and the
6 veterans' housing program by authorizing the legislature by law to
7 define an eligible veteran for the purposes of those programs."

COMMITTEE REPORT

The Honorable Gib Lewis
Speaker of the House of Representatives

May 8, 1985
(date)

Sir:

We, your COMMITTEE ON GOVERNMENT ORGANIZATION, to whom was referred STR 9 have had the same under consideration and beg to report back with the recommendation that it (measure)

- ☒ do pass, without amendment.
- ☐ do pass, with amendment(s).
- ☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☒ yes ☐ no An actuarial analysis was requested. ☐ yes ☒ no

An author's fiscal statement was requested. ☐ yes ☒ no

The Committee recommends that this measure be placed on the (Local) or (Consent) Calendar.

This measure ☒ proposes a constitutional amendment ~~new law.~~ ☒ amends existing law.

House Sponsor of Senate Measure Frank Tejeda

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Evans, C., Ch.			<input checked="" type="checkbox"/>	
Wilson, V.C.	<input checked="" type="checkbox"/>			
Arnold				<input checked="" type="checkbox"/>
Granoff	<input checked="" type="checkbox"/>			
Harris, C.	<input checked="" type="checkbox"/>			
Hill, A.	<input checked="" type="checkbox"/>			
Hill, P.	<input checked="" type="checkbox"/>			
Messer	<input checked="" type="checkbox"/>			
Smith, T.	<input checked="" type="checkbox"/>			

Total
7 aye
0 nay
1 present, not voting
1 absent

[Signature]
CHAIRMAN
Calfee
COMMITTEE COORDINATOR

BILL ANALYSIS

Background Information

The Veterans' Land Board (Article III, Section 49-b, Texas Constitution) was created in 1949 to provide eligible veterans low-interest loans for purchasing rural land. In recognition of their military services, the loan program was designed to provide a state benefit to veterans. In 1983, a constitutional amendment authorized the creation of a separate Veterans' Housing Assistance Program. The housing assistance program was established to supplement the land program by providing low interest loans which assists in the purchase of a home. The Veterans Land Board is reviewed under the Texas Sunset Act, but is not automatically terminated by that Act. The Sunset Commission has made recommendations to the Sixty-ninth Legislature concerning the veterans' land and housing programs and the bonding authority of the Veterans Land Board.

Purpose of this Resolution

The purpose of the resolution, as recommended by the Sunset Commission is to provide \$500 million in additional bonding authority for the Veterans' Housing Assistance Program and change the definition of those veterans eligible to participate in the Veterans' Land Program and the Veteran's Housing Assistance Program by authorizing the legislature by law to define an eligible veteran for the purposes of those programs. Allowing the legislature to define veteran eligibility would provide the flexibility necessary to maintain the tax exempt status of bonds used to finance the programs.

Section by Section Analysis

SECTION 1. Art. III, Sec. 49-b. Removes definition of a veteran from the Veterans' Land Program and allows legislature to define eligibility.

SECTION 2. Art. III, Sec. 49-b-1(a). Changes to \$1.3 billion the total amount of money that may be issued by the Veterans' Land Board to reflect additional bonding authority for the Veterans' Housing Assistance Fund.

(b). Removes definition of a veteran from the Veterans' Housing Assistance Program and allows legislature to define eligibility.

(c). Add \$500 million bonding authority to the Veterans' Housing Assistance Fund.

SECTION 3. Establishes election date for proposed constitutional amendment.

Rulemaking Authority

This resolution does not provide the board with any rulemaking authority.

Summary of Committee Action

The House companion to SJR 9 by Williams is HJR 31 by Tejada. Public notice for HJR 31 was posted in accordance with the Rules of Procedure of the House of Representatives and a public hearing was held on February 12, 1985. HJR 31 was referred to a subcommittee consisting of Representative Ron Wilson, chair; Representative Anita Hill; and Representative Al Granoff. SJR 9, the Senate companion to HJR 31, was referred to that same subcommittee on March 5, 1985. On May 2, 1985, SJR 9 was reported to the full committee without amendments.

On May 8, 1985, the full committee voted to report SJR 9 to the House without amendments and the recommendation that it do pass by a record vote of 7 ayes, 0 nays, and 1 present not voting.

Speaking on the House companion to SJR 9 at the public hearing held on February 2, 1985 was: Garry Mauro, Land Commissioner.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

February 27, 1985

Honorable Charles Evans, Chair
Committee on Government Organization
House of Representatives
Austin, Texas

In Re: Senate Joint Resolution No. 9,
as engrossed
By: Williams

Sir:


In response to your request for a Fiscal Note on Senate Joint Resolution No. 9, as engrossed (proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the Legislature by law to define an eligible veteran for the purposes of those programs) this office has determined the following:

The resolution would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the resolution.

The cost of publication of this resolution is \$48,100.

The resolution would increase the total bonding authority of the Veterans Land Board to \$1.3 billion from \$800 million. The \$500 million increase would be for bonds in the Veterans Housing Assistance Program. These bonds are repaid through loan payments made by a veteran and no General Revenue is used to retire the bonds. Homes purchased through the housing program and revenue generated through the veterans land program act as collateral for the housing program bonds. Due to the provisions there is no additional cost to the State associated with the increased bonding authority.

No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: General Land Office; Sunset Commission; LBB Staff: JO, JH, SB, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

January 28, 1985

Honorable Ray Farabee, Chairman
Committee on State Affairs
Senate Chamber
Austin, Texas

In Re: Senate Joint Resolution No. 9
By: Williams

Sir:

In response to your request for a Fiscal Note on Senate Joint Resolution No. 9 (proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the Legislature by law to define an eligible veteran for the purposes of those programs) this office has determined the following:

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No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: General Land Office; Sunset Commission; LBB Staff: JO, JH, SB, LV

mlc

May 24, 1985
Patsy G. au
Meeting

S.J.R. No. 9

SENATE JOINT RESOLUTION

proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the legislature by law to define an eligible veteran for the purposes of those programs.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article III, Section 49-b, of the Texas Constitution is amended to read as follows:

"Section 49-b. By virtue of prior Amendments to this Constitution, there has been created a governmental agency of the State of Texas performing governmental duties which has been designated the Veterans' Land Board. Said Board shall continue to function for the purposes specified in all of the prior Constitutional Amendments except as modified herein. Said Board shall be composed of the Commissioner of the General Land Office and two (2) citizens of the State of Texas, one (1) of whom shall be well versed in veterans' affairs and one (1) of whom shall be well versed in finances. One (1) such citizen member shall, with the advice and consent of the Senate, be appointed biennially by the Governor to serve for a term of four (4) years; but the members serving on said Board on the date of adoption hereof shall complete the terms to which they were appointed. In the event of the resignation or death of any such citizen member, the Governor shall

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S.J.R. No. 9

1 appoint a replacement to serve for the unexpired portion of the
2 term to which the deceased or resigning member had been appointed.
3 The compensation for said citizen members shall be as is now or may
4 hereafter be fixed by the Legislature; and each shall make bond in
5 such amount as is now or may hereafter be prescribed by the
6 Legislature.

7 "The Commissioner of the General Land Office shall act as
8 Chairman of said Board and shall be the administrator of the
9 Veterans' Land Program under such terms and restrictions as are now
10 or may hereafter be provided by law. In the absence or illness of
11 said Commissioner, the Chief Clerk of the General Land Office shall
12 be the Acting Chairman of said Board with the same duties and
13 powers that said Commissioner would have if present.

14 "The Veterans' Land Board may provide for, issue and sell not
15 to exceed Nine Hundred Fifty Million Dollars (\$950,000,000) in
16 bonds or obligations of the State of Texas for the purpose of
17 creating a fund to be known as the Veterans' Land Fund, Seven
18 Hundred Million Dollars (\$700,000,000) of which have heretofore
19 been authorized. Such bonds or obligations shall be sold for not
20 less than par value and accrued interest; shall be issued in such
21 forms, denominations, and upon such terms as are now or may
22 hereafter be provided by law; shall be issued and sold at such
23 times, at such places, and in such installments as may be
24 determined by said Board; and shall bear a rate or rates of
25 interest as may be fixed by said Board but the weighted average
26 annual interest rate, as that phrase is commonly and ordinarily

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S.J.R. No. 9

1 used and understood in the municipal bond market, of all the bonds
2 issued and sold in any installment of any bonds may not exceed the
3 rate specified in Section 65 of this Article. All bonds or
4 obligations issued and sold hereunder shall, after execution by the
5 Board, approval by the Attorney General of Texas, registration by
6 the Comptroller of Public Accounts of the State of Texas, and
7 delivery to the purchaser or purchasers, be incontestable and shall
8 constitute general obligations of the State of Texas under the
9 Constitution of Texas; and all bonds heretofore issued and sold by
10 said Board are hereby in all respects validated and declared to be
11 general obligations of the State of Texas. In order to prevent
12 default in the payment of principal or interest on any such bonds,
13 the Legislature shall appropriate a sufficient amount to pay the
14 same.

15 "In the sale of any such bonds or obligations, a preferential
16 right of purchase shall be given to the administrators of the
17 various Teacher Retirement Funds, the Permanent University Funds,
18 and the Permanent School Funds.

19 "Said Veterans' Land Fund shall consist of any lands
20 heretofore or hereafter purchased by said Board, until the sale
21 price therefor, together with any interest and penalties due, have
22 been received by said Board (although nothing herein shall be
23 construed to prevent said Board from accepting full payment for a
24 portion of any tract), and of the moneys attributable to any bonds
25 heretofore or hereafter issued and sold by said Board which moneys
26 so attributable shall include but shall not be limited to the

Wlee

S.J.R. No. 9

1 proceeds from the issuance and sale of such bonds; the moneys
2 received from the sale or resale of any lands, or rights therein,
3 purchased with such proceeds; the moneys received from the sale or
4 resale of any lands, or rights therein, purchased with other moneys
5 attributable to such bonds; the interest and penalties received
6 from the sale or resale of such lands, or rights therein; the
7 bonuses, income, rents, royalties, and any other pecuniary benefit
8 received by said Board from any such lands; sums received by way of
9 indemnity or forfeiture for the failure of any bidder for the
10 purchase of any such bonds to comply with his bid and accept and
11 pay for such bonds or for the failure of any bidder for the
12 purchase of any lands comprising a part of said Fund to comply with
13 his bid and accept and pay for any such lands; and interest
14 received from investments of any such moneys. The principal and
15 interest on the bonds heretofore and hereafter issued by said Board
16 shall be paid out of the moneys of said Fund in conformance with
17 the Constitutional provisions authorizing such bonds; but the
18 moneys of said Fund which are not immediately committed to the
19 payment of principal and interest on such bonds, the purchase of
20 lands as herein provided, or the payment of expenses as herein
21 provided may be invested in bonds or obligations of the United
22 States until such funds are needed for such purposes.

23 "All moneys comprising a part of said Fund and not expended
24 for the purposes herein provided shall be a part of said Fund until
25 there are sufficient moneys therein to retire fully all of the
26 bonds heretofore or hereafter issued and sold by said Board, at

W.C.

S.J.R. No. 9

1 which time all such moneys remaining in said Fund, except such
2 portion thereof as may be necessary to retire all such bonds which
3 portion shall be set aside and retained in said Fund for the
4 purpose of retiring all such bonds, shall be deposited to the
5 credit of the General Revenue Fund to be appropriated to such
6 purposes as may be prescribed by law. All moneys becoming a part
7 of said Fund thereafter shall likewise be deposited to the credit
8 of the General Revenue Fund.

9 "When a Division of said Fund (each Division consisting of
10 the moneys attributable to the bonds issued and sold pursuant to a
11 single Constitutional authorization and the lands purchased
12 therewith) contains sufficient moneys to retire all of the bonds
13 secured by such Division, the moneys thereof, except such portion
14 as may be needed to retire all of the bonds secured by such
15 Division which portion shall be set aside and remain a part of such
16 Division for the purpose of retiring all such bonds, may be used
17 for the purpose of paying the principal and the interest thereon,
18 together with the expenses herein authorized, of any other bonds
19 heretofore or hereafter issued and sold by said Board. Such use
20 shall be a matter for the discretion and direction of said Board;
21 but there may be no such use of any such moneys contrary to the
22 rights of any holder of any of the bonds issued and sold by said
23 Board or violative of any contract to which said Board is a party.

24 "The Veterans' Land Fund shall be used by said Board for the
25 purpose of purchasing lands situated in the State of Texas owned by
26 the United States or any governmental agency thereof, owned by the

mlc

S.J.R. No. 9

1 Texas Prison System or any other governmental agency of the State
2 of Texas, or owned by any person, firm, or corporation. All lands
3 thus purchased shall be acquired at the lowest price obtainable, to
4 be paid for in cash, and shall be a part of said Fund. Such lands
5 heretofore or hereafter purchased and comprising a part of said
6 Fund are hereby declared to be held for a governmental purpose,
7 although the individual purchasers thereof shall be subject to
8 taxation to the same extent and in the same manner as are
9 purchasers of lands dedicated to the Permanent Free Public School
10 Fund.

11 "The lands of the Veterans' Land Fund shall be sold by said
12 Board in such quantities, on such terms, at such prices, at such
13 rates of interest and under such rules and regulations as are now
14 or may hereafter be provided by law to veterans, as they are now or
15 may hereafter be defined by the laws of the State of Texas [who
16 ~~served--not--less--than--ninety--(90)--continuous--days--unless--sooner~~
17 ~~discharged--by--reason--of--a--service--connected--disability--on--active~~
18 ~~duty--in--the--Army--Navy--Air--Force--Coast--Guard--or--Marine--Corps--of~~
19 ~~the--United--States--after--September--16--1940--and--who--upon--the--date~~
20 ~~of--filing--his--or--her--application--to--purchase--any--such--land--is--a~~
21 ~~citizen--of--the--United--States--is--a--bona--fide--resident--of--the--State~~
22 ~~of--Texas--and--has--not--been--dishonorably--discharged--from--any--branch~~
23 ~~of--the--Armed--Forces--above--named--and--who--at--the--time--of--his--or--her~~
24 ~~enlistment--induction--commissioning--or--drafting--was--a--bona--fide~~
25 ~~resident--of--the--State--of--Texas--or--who--has--resided--in--Texas--at~~
26 ~~least--five--(5)--years--prior--to--the--date--of--filing--his--or--her~~

Wice

S.J.R. No. 9

1 application, and provided that in the event of the death of an
2 eligible Texas Veteran after the veteran has filed with the Board
3 an application and contract of sale to purchase through the Board
4 the tract selected by him or her and before the purchase has been
5 completed, then the surviving spouse may complete the transaction.
6 The unmarried surviving spouses of veterans who died in the line of
7 duty may also apply to purchase a tract through the Board provided
8 the deceased veterans meet the requirements set out in this Article
9 with the exception that the deceased veterans need not have served
10 ninety (90) continuous days and provided further that the deceased
11 veterans were bona fide residents of the State of Texas at the time
12 of enlistment, induction, commissioning, or drafting]. The
13 foregoing notwithstanding, any lands in the Veterans' Land Fund
14 which have been first offered for sale to veterans and which have
15 not been sold may be sold or resold to such purchasers, in such
16 quantities, and on such terms, and at such prices and rates of
17 interest, and under such rules and regulations as are now or may
18 hereafter be provided by law.

19 "Said Veterans' Land Fund, to the extent of the moneys
20 attributable to any bonds hereafter issued and sold by said Board
21 may be used by said Board, as is now or may hereafter be provided
22 by law, for the purpose of paying the expenses of surveying,
23 monumenting, road construction, legal fees, recordation fees,
24 advertising and other like costs necessary or incidental to the
25 purchase and sale, or resale, of any lands purchased with any of
26 the moneys attributable to such additional bonds, such expenses to

be added to the price of such lands when sold, or resold, by said Board; for the purpose of paying the expenses of issuing, selling, and delivering any such additional bonds; and for the purpose of meeting the expenses of paying the interest or principal due or to become due on any such additional bonds.

"All of the moneys attributable to any series of bonds hereafter issued and sold by said Board (a 'series of bonds' being all of the bonds issued and sold in a single transaction as a single installment of bonds) may be used for the purchase of lands as herein provided, to be sold as herein provided, for a period ending eight (8) years after the date of sale of such series of bonds; provided, however, that so much of such moneys as may be necessary to pay interest on bonds hereafter issued and sold shall be set aside for that purpose in accordance with the resolution adopted by said Board authorizing the issuance and sale of such series of bonds. After such eight (8) year period, all of such moneys shall be set aside for the retirement of any bonds hereafter issued and sold and to pay interest thereon, together with any expenses as provided herein, in accordance with the resolution or resolutions authorizing the issuance and sale of such additional bonds, until there are sufficient moneys to retire all of the bonds hereafter issued and sold, at which time all such moneys then remaining a part of said Veterans' Land Fund and thereafter becoming a part of said Fund shall be governed as elsewhere provided herein.

"This Amendment being intended only to establish a basic

framework and not to be a comprehensive treatment of the Veterans' Land Program, there is hereby reposed in the Legislature full power to implement and effectuate the design and objects of this Amendment, including the power to delegate such duties, responsibilities, functions, and authority to the Veterans' Land Board as it believes necessary.

"Should the Legislature enact any enabling laws in anticipation of this Amendment, no such law shall be void by reason of its anticipatory nature."

SECTION 2. Article III, Section 49-b-1, Subsections (a), (b), and (e), of the Texas Constitution are amended to read as follows:

"(a) In addition to the general obligation bonds authorized to be issued and to be sold by the Veterans' Land Board by Section 49-b of this article, the Veterans' Land Board may provide for, issue, and sell not to exceed \$1.3 billion [~~\$800-million~~] in bonds of the State of Texas, \$800 million of which have heretofore been authorized to provide financing to veterans of the state in recognition of their service to their state and country.

"(b) For purposes of this section, 'veteran' means a person who satisfies the definition of 'veteran' as is now or may hereafter be set forth by the laws of the State of Texas [~~served--not--less than--90--continuous--days--unless--sooner--discharged--by--reason--of--a service--connected--disability--on--active--duty--in--the--Army--Navy--Air Force--Coast--Guard--or--Marine--Corps--of--the--United--States--after September--16--1940--and--who--upon--the--date--of--filing--his--or--her~~]

11/14

S.J.R. No. 9

1 application-for--financial--assistance--under--this--section--is--a
2 citizen--of-the-United-States,-is-a-bona-fide-resident-of-the-State
3 of-Texas,-and-was-discharged-from-military-service-under--honorable
4 conditions--from-any-branch-of-the-above-named-Armed-Forces-and-who
5 at-the-time-of-his-or-her-enlistment,-induction,-commissioning,-or
6 drafting--was-a-bona-fide-resident-of-the-State-of-Texas-or-who-has
7 resided-in-Texas-at-least-five-years-immediately-before-the-date-of
8 filing-his-or-her-application.-In-the-event-of--the--death--of--an
9 eligible--Texas-veteran-after-the-veteran-has-filed-an-application,
10 the-veteran's-surviving-spouse-may-complete-the--transaction---The
11 term--veteran--also--includes--the--unmarried-surviving-spouse-of-a
12 veteran-who-died-in-the-line-of-duty,-if-the-deceased-veteran-meets
13 the-requirements-set-out-in-this-section-with--the--exception--that
14 the-deceased-veteran-need-not-have-served-90-continuous-days-and-if
15 the-deceased-veteran-was-a-bona-fide-resident-of-the-State-of-Texas
16 at-the-time-of-enlistment,-induction,-commissioning,-or-drafting]."

17 "(e) The Veterans' Housing Assistance Fund is created, and
18 \$1 billion [\$500-million] of the state bonds authorized by this
19 section shall be used for the Veterans' Housing Assistance Fund,
20 \$500 million of which have heretofore been authorized. Money in
21 the Veterans' Housing Assistance Fund shall be administered by the
22 Veterans' Land Board and shall be used for the purpose of making
23 home mortgage loans to veterans for housing within the State of
24 Texas in such quantities, on such terms, at such rates of interest,
25 and under such rules and regulations as may be authorized by law.
26 The expenses of the board in connection with the issuance of the

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S.J.R. No. 9

1 bonds and the making of the loans may be paid from money in the
2 fund. The Veterans' Housing Assistance Fund shall consist of any
3 interest of the board in all home mortgage loans made to veterans
4 by the board pursuant to a Veterans' Housing Assistance Program
5 which the legislature may establish by appropriate legislation
6 until, with respect to any such home mortgage loan, the principal
7 amount, together with any interest and penalties due, have been
8 received by the board; the money attributable to any bonds issued
9 and sold by the board to provide money for the fund, which money so
10 attributable shall include but shall not be limited to the proceeds
11 from the issuance and sale of such bonds; income, rents, and any
12 other pecuniary benefit received by the board as a result of making
13 such loans; sums received by way of indemnity or forfeiture for the
14 failure of any bidder for the purchase of any such bonds to comply
15 with his bid and accept and pay for such bonds; and interest
16 received from investments of any such money. The principal of and
17 interest on the general obligation bonds authorized by this section
18 for the benefit of the Veterans' Housing Assistance Fund shall be
19 paid out of the money of the fund, but the money of the fund which
20 is not immediately committed to the payment of principal and
21 interest on such bonds, the making of home mortgage loans as herein
22 provided, or the payment of expenses as herein provided may be
23 invested in bonds or obligations of the United States until the
24 money is needed for such purposes."

25 SECTION 3. This proposed constitutional amendment shall be
26 submitted to the voters at an election to be held November 5, 1985.

Wet

S.J.R. No. 9

1 The ballot shall be printed to provide for voting for or against
2 the proposition: "The constitutional amendment providing \$500
3 million in additional bonding authority for the veterans' housing
4 assistance program and changing the definition of those veterans
5 eligible to participate in the veterans' land program and the
6 veterans' housing program by authorizing the legislature by law to
7 define an eligible veteran for the purposes of those programs."

President of the Senate

Speaker of the House

I hereby certify that S.J.R. No. 9 was adopted by the Senate
on February 12, 1985, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.J.R. No. 9 was adopted by the House
on May 20, 1985, by the following vote: Yeas 125, Nays 9, three
present not voting.

Chief Clerk of the House

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

February 27, 1985

Honorable Charles Evans, Chair
Committee on Government Organization
House of Representatives
Austin, Texas

In Re: Senate Joint Resolution No. 9,
as engrossed
By: Williams

Sir:

In response to your request for a Fiscal Note on Senate Joint Resolution No. 9, as engrossed (proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the Legislature by law to define an eligible veteran for the purposes of those programs) this office has determined the following:

The resolution would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the resolution.

The cost of publication of this resolution is \$48,100.

The resolution would increase the total bonding authority of the Veterans Land Board to \$1.3 billion from \$800 million. The \$500 million increase would be for bonds in the Veterans Housing Assistance Program. These bonds are repaid through loan payments made by a veteran and no General Revenue is used to retire the bonds. Homes purchased through the housing program and revenue generated through the veterans land program act as collateral for the housing program bonds. Due to the provisions there is no additional cost to the State associated with the increased bonding authority.

No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: General Land Office; Sunset Commission; LBB Staff: JO, JH, SB, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

January 28, 1985

Honorable Ray Farabee, Chairman
Committee on State Affairs
Senate Chamber
Austin, Texas

In Re: Senate Joint Resolution No. 9
By: Williams

Sir:

In response to your request for a Fiscal Note on Senate Joint Resolution No. 9 (proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the Legislature by law to define an eligible veteran for the purposes of those programs) this office has determined the following:

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No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: General Land Office; Sunset Commission; LBB Staff: JO, JH, SB, LV

S.J.R. No. 9

President of the Senate

Speaker of the House

I hereby certify that S.J.R. No. 9 (1) was ~~passed~~ ^{adopted} by the Senate on February 12 (2), 1985, by the following vote:
Yeas 30 (3), Nays 0 (4).

Secretary of the Senate

I hereby certify that S.J.R. No. 9 (1) was ~~passed~~ ^{adopted} by the House on May 20 (5), 1985, by the following vote:
Yeas 125 (6), Nays 91 (7). 1 three present not voting

Chief Clerk of the House

Approved:

Date

Governor

S. J. R. No. 9

By Williams

SENATE JOINT RESOLUTION

proposing a constitutional amendment to provide additional bonding authority for the veterans' housing assistance program and changing the definition of those veterans eligible to participate in the veterans' land program and the veterans' housing program by authorizing the legislature by law to define an eligible veteran for the purposes of those programs.

1-21-85 Filed with the Secretary of the Senate

JAN 22 1985 Read, referred to Committee on STATE AFFAIRS

JAN 29 1985 Reported favorably. as amended

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

FEB 12 1985 Senate and Constitutional Rules to permit consideration suspended by

unanimous consent.

years, nays

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of years, nays.

FEB 12 1985 Read second time and passed ordered engrossed.

FEB 12 1985 passed to third reading.

FEB 12 1985 Caption ordered amended to conform to body of bill.

FEB 12 1985 Senate and Constitutional 3-Day Rules suspended by vote of 30 years, 0 nays to place bill on third reading and final passage.

Read third time and passed by a viva voce vote.
30 years, 0 nays.

OTHER ACTION:

Betty King
Secretary of the Senate

Patsy Spaw
ENGROSSING CLERK

FEB 13 1985

Received from the Senate

FEB 25 1985

Read first time and referred to Committee on Government Organization

5-8-85

Reported favorably amended, sent to Printer 2:55 PM

MAY 13 1985

Printed and Distributed 9:12 PM

MAY 14 1985

Sent to Committee on Calendars 2:10 PM

MAY 20 1985

Read second time (amended) and finally adopted

~~failed adoption~~ by Record Vote of

125 yeas 9 nays 3 present not voting

Read third time (amended) and finally adopted

~~failed adoption~~ by a Record Vote of

years nays present not voting

Caption ordered amended to conform to body of resolution

Returned to Senate.

Betty Murray
Chief Clerk of the House

MAY 21 1985

RETURNED FROM HOUSE

Feb 12, 1985 Engrossed

Feb 13, 1985 Sent to HOUSE

1985 MAY 13 PM 5 15

HOUSE OF REPRESENTATIVES